

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 2200  
OFFERED BY MRS. WAGNER OF MISSOURI**

Page 30, line 13, strike “paragraph (1)(C)” and insert “paragraph (1)”.

Page 30, after line 13, insert the following:

1                   (A) in subparagraph (C)—

Page 30, line 14, redesignate subparagraph (A) as clause (i), and move such clause, as so redesignated, two ems to the right.

Page 30, line 18, redesignate subparagraph (B) as clause (ii), and move such clause, as so redesignated, two ems to the right.

Page 31, line 7, strike the period at the end and insert a semicolon.

Page 31, after line 7, insert the following:

2                   (B) in subparagraph (F), by striking  
3                   “and” at the end;  
4                   (C) in subparagraph (G), by striking the  
5                   period at the end and inserting “; and”; and  
6                   (D) by adding at the end the following:

1           “(H) for each country included in a dif-  
2           ferent list than the country had been placed in  
3           the previous annual report, a detailed expla-  
4           nation of how the concrete actions (or lack of  
5           such actions) undertaken by the country during  
6           the previous reporting period contributed to  
7           such change, including a clear linkage between  
8           such actions and the minimum standards enu-  
9           merated in section 108.”.

Page 31, strike lines 8 through line 14 and insert  
the following:

10           (2) In paragraph (2)—  
11           (A) in subparagraph (A)(iii)—  
12           (i) in subclause (I)—  
13           (I) by inserting “and the country  
14           is not taking steps commensurate with  
15           the size of the trafficking problem”  
16           before the semicolon at the end; and  
17           (II) by adding “or” at the end;  
18           (ii) in subclause (II), by striking “;  
19           or” and inserting a period; and  
20           (iii) by striking subclause (III);  
21           (B) in subparagraph (B), by striking “the  
22           last annual report” and inserting “April 1 of  
23           the previous year”;

1 (C) in subparagraph (D)—

2 (i) in clause (i), by striking “the date  
3 of the enactment of this subparagraph,”  
4 and all that follows and inserting—

5 “the date of the enactment of this  
6 subparagraph—

7 “(I) shall be included on the list  
8 of countries described in paragraph  
9 (1)(C); and

10 “(II) shall be required to meet  
11 the requirements specified in para-  
12 graph (1)(B) before the country may  
13 be removed from the list of countries  
14 described in paragraph (1)(C).”;

15 (ii) in clause (ii)—

16 (I) by striking “2 years” and in-  
17 serting “1 year”;

18 (II) in subclause (II), by striking  
19 “and”;

20 (III) in subclause (III), by strik-  
21 ing the period at the end and insert-  
22 ing “; and”; and

23 (IV) by adding at the end the fol-  
24 lowing:

1 “(IV) the country has taken con-  
2 crete actions to implement the prin-  
3 cipal recommendations of the most re-  
4 cent annual report on trafficking in  
5 persons with respect to that coun-  
6 try.”; and

7 (iii) by adding at the end the fol-  
8 lowing:

9 “(iii) WRITTEN PLAN.—The Secretary  
10 of State shall endeavor to work with each  
11 country that receives a waiver under clause  
12 (ii) and with civil society organizations in  
13 each country to draft and implement a  
14 written plan described in such clause.”;

15 (D) in subparagraph (E)—

16 (i) by striking “through (III)” and in-  
17 serting “through (IV)”;

18 (ii) by striking “shall provide” and all  
19 that follows and inserting the following:  
20 “shall provide, on a publicly available  
21 website maintained by the Department of  
22 State—

23 “(i) a detailed description of the cred-  
24 ible evidence supporting such determina-  
25 tion;

1 “(ii) the written plan submitted by  
2 the country under subparagraph (D)(ii)(I);  
3 and

4 “(iii) supporting documentation pro-  
5 viding credible evidence of—

6 “(I) each concrete action by the  
7 country to bring itself into compliance  
8 with the minimum standards for the  
9 elimination of trafficking, including  
10 copies of relevant laws or regulations  
11 adopted or modified; and

12 “(II) any actions taken by that  
13 country to enforce the minimum  
14 standards for the elimination of traf-  
15 ficking, as appropriate.”.

Page 31, line 15, strike “(C)” and insert “(E)”.

Page 32, after line 14, insert the following:

16 (3) In paragraph (3)—

17 (A) in subparagraph (B), by striking  
18 “and” at the end;

19 (B) in subparagraph (C), by striking the  
20 period at the end and inserting a semicolon;  
21 and

22 (C) by adding at the end the following:

1           “(D) the extent to which the government  
2           of the country is devoting sufficient budgetary  
3           resources—

4           “(i) to investigate and prosecute acts  
5           of severe trafficking in persons;

6           “(ii) to convict and sentence persons  
7           responsible for such acts; and

8           “(iii) to obtain restitution for victims  
9           of human trafficking;

10          “(E) the extent to which the government  
11          of the country is devoting sufficient budgetary  
12          resources—

13          “(i) to protect and rehabilitate victims  
14          of trafficking in persons; and

15          “(ii) to prevent trafficking in persons;

16          “(F) the extent to which the government of  
17          the country has consulted with domestic and  
18          international civil society organizations to im-  
19          prove the provision of services to victims of  
20          trafficking in persons; and

21          “(G) whether—

22          “(i) government officials participate in  
23          or facilitate forced labor and human traf-  
24          ficking; and

1                   “(ii) the government maintains poli-  
2                   cies that provide incentives for or otherwise  
3                   support the participation in or facilitation  
4                   of forced labor and human trafficking by  
5                   officials at any level of government.”.

Page 32, after line 14, insert the following:

6                   (4) By adding at the end the following:

7                   “(4) SPECIAL RULE FOR CHANGES IN CERTAIN  
8                   DETERMINATIONS.—Not later than 90 days after  
9                   the submission of each annual report under para-  
10                  graph (1), the Secretary of State shall submit a de-  
11                  tailed description of the credible evidence supporting  
12                  a change in listing of a country, accompanied by  
13                  copies of documents providing such evidence, as ap-  
14                  propriate, to the appropriate congressional commit-  
15                  tees not later than 90 days after the submission of  
16                  that report if—

17                  “(A) a country is included on a list of  
18                  countries described in paragraph (1)(C) in an  
19                  annual report submitted in calendar year 2015  
20                  or in any calendar year thereafter; and

21                  “(B) in the annual report submitted in the  
22                  next calendar year, the country is listed on a  
23                  list of countries described in paragraph (1)(B).

1           “(5) WRITTEN PLAN.—The Secretary of State  
2       shall endeavor to work with each country that has  
3       been listed pursuant to paragraph (1)(C) in the  
4       most recent annual report and civil society organiza-  
5       tions to draft and implement the written plan de-  
6       scribed in paragraph (2)(D)(ii).

7           “(6) DEFINITIONS.—In this subsection:

8           “(A) CONCRETE ACTIONS.—The term ‘con-  
9       crete actions’ means any of the following ac-  
10      tions that demonstrably improve the condition  
11      of a substantial number of victims of human  
12      trafficking and persons vulnerable to human  
13      trafficking:

14           “(i) Enforcement actions taken.

15           “(ii) Investigations actively underway.

16           “(iii) Prosecutions conducted.

17           “(iv) Convictions attained.

18           “(v) Training provided.

19           “(vi) Programs and partnerships ac-  
20      tively underway.

21           “(vii) Victim services offered, includ-  
22      ing immigration services and restitution.

23           “(viii) The amount of money the gov-  
24      ernment in question has committed to the



1 actions described in clauses (i) through  
2 (vii).

3 “(ix) An assessment of the impact of  
4 such actions on the prevalence of human  
5 trafficking in the country.

6 “(B) CREDIBLE EVIDENCE.—The term  
7 ‘credible evidence’ means information relied  
8 upon by the Department of State to make de-  
9 terminations relating to the provisions set forth  
10 in this division, including—

11 “(i) reports by the Department of  
12 State;

13 “(ii) reports of other Federal agen-  
14 cies, including the Department of Labor’s  
15 List of Goods Produced by Child Labor or  
16 Forced Labor and List of Products Pro-  
17 duced by Forced Labor or Indentured  
18 Child Labor;

19 “(iii) documentation provided by a  
20 foreign country, including copies of rel-  
21 evant laws, regulations, policies adopted or  
22 modified, enforcement actions taken and  
23 judicial proceedings, training conducted,  
24 consultations conducted, programs and

1                   partnerships launched, and services pro-  
2                   vided;

3                   “(iv) materials developed by civil soci-  
4                   ety organizations;

5                   “(v) information from survivors of  
6                   human trafficking, vulnerable persons, and  
7                   whistleblowers;

8                   “(vi) all relevant media and academic  
9                   reports that, in light of reason and com-  
10                  mon sense, are worthy of belief; and

11                  “(vii) information developed by multi-  
12                  lateral institutions.”.

